

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES FIRE INSURANCE
COMPANY,

No. C-05-1203 MMC

ORDER OF DISMISSAL

Plaintiff,

v.

THE ROMAN CATHOLIC BISHOP OF
OAKLAND,


Defendant.

The parties having advised the Court that they have agreed to a settlement of the
above-titled action,

IT IS HEREBY ORDERED that said action be dismissed without prejudice; provided,
however, that if any party hereto shall certify to this Court, by January 1, 2006, with proof of
service of a copy thereof on opposing counsel, that the agreed consideration for the
settlement has not been delivered, the foregoing order shall stand vacated and the action
shall forthwith be restored to the calendar to be set for trial.

IT IS SO ORDERED.

Dated: September 21, 2005


MAXINE M. CHESNEY
United States District Judge